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(NO.PATNA 1039) PATNA, Tuesday, 3RD SEPTEMBER 2019

DEPARTMENT OF HEALTH
OFFICE OF THE COMMISSIONER OF FOOD SAFETY

ORDER

The 30th August 2019

No: FSC/22/2012/1092(15)— WHEREAS, 20 samples of Pan Masala of different brands, namely Rajnigandha Pan Masala, Raj Niwas Pan Masala, Supreme Pan Parag Pan Masala, Pan Parag Pan Masala, Bahar Pan Masala, Bahubali Pan Masala, Rajshree Pan Masala, Rounak Pan Masala, Signature Pan Masala, Pasan Pan Masala, Kamla Pasand Pan Masala, Madhu Pan Masala, etc were collected from different districts of Bihar for test and analysis during June to August, 2019. And, all the samples were found to contain magnesium carbonate as an ingredient in it;

AND WHEREAS, 20 samples of Pan Masala collected under the provisions of the Food Safety and Standards Act, 2006 (34 of 2006), were found to contain Magnesium Carbonate as an ingredient;

AND WHEREAS, it is found as per scientific research that consumption of Pan Masala for years together leads to Acute Hyper Magnesia and sometime leads to cardiac arrest;

AND WHEREAS, Pan Masala is an article of food which contains Magnesium Carbonate as an ingredient and thus contravenes Regulation 3.1.7 of Food Safety and Standards (Food Products Standards and Food Additives), Regulations, 2011;

AND WHEREAS, it is expedient in the interest of public health to prohibit the manufacture, storage, distribution, transportation or sale of Pan Masala containing Magnesium Carbonate in the State of Bihar, being food products in which Magnesium Carbonate is widely used as ingredients;

AND WHEREAS, the Commissioner of Food Safety for Bihar State is empowered under Section 30 (2) (a) of the Food Safety and Standards Act, 2006 to prohibit for one year, in the interest of public health, the manufacture, storage, distribution, transportation, display or sale of any article of food in the whole of State.

AND WHEREAS, it is one of the primary duties of the State, interalia, to improve public health, as a matter one of the directive principles as enshrined in the article 47 of the Constitution of India and, Whereas, it implicitly includes the concept of provision of measures to be taken for prevention of deterioration of citizens' health;

THEREFORE, I, Sanjay Kumar, Commissioner of Food Safety, Government of Bihar, in exercise of the powers conferred by clause (a) of sub-section (2) of section 30 of the Food Safety and Standards Act, 2006 (34 of 2006) , prohibit in the interest of public health for a period of one year from 30.08.2019, the manufacture, storage, distribution, transportation, display or sale of following Pan Masala brands, namely (1) Rajnigandha Pan Masala (2) Raj Niwas Pan Masala (3) Supreme Pan Parag Pan Masala (4) Pan Parag Pan Masala (5) Bahar Pan Masala (6) Bahubali Pan Masala (7) Rajshree Pan Masala (8) Rounak Pan Masala (9) Signature Pan Masala (10) Pasan Pan Masala (11) Kamla Pasand Pan Masala (12) Madhu Pan Masala containing Magnesium Carbonate as ingredients, by whatsoever name these are available in the market and any other products whether packaged or unpackaged in whole of the State of Bihar.

By Order,
SANJAY KUMAR,
Commissioner of Food Safety.

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